



Marvin Kohout, Saline County
NACO President

NEBRASKA ASSOCIATION OF COUNTY OFFICIALS

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TO: County Clerks

FROM: Elaine Menzel *EM*
Legal Counsel

RE: 2024 Modifications to the Open Meetings Act

DATE: July 16, 2024

Due to modifications in the Open Meetings Act (Act) enacted during the 2024 legislative session, NACO has produced a laminated poster that can be used by your county to fulfill the requirements of Neb. Rev. Stat. § 84-1412(8). Such subsection provides in part:

- Public bodies shall make available at least one **current** copy of the Open Meetings Act posted in the meeting room at a location accessible to members of the public. At the beginning of the meeting, the public shall be informed about the location of the posted information.

Enclosed you will find a copy of the poster effective 7/19/2024. This date is reflected on the poster so that you will know you have the most current version of the Act to post. Following is a brief summary of each of the legislative bills that made modifications to the Act and the section of the bill.

- LB287 – Beginning 1/1/2025, notice provisions are modified under certain circumstances [section 74 (4/17/2024)];
- LB43 – Added provision that, “Except for closed sessions called pursuant to section 84-1410, a public body shall allow members of the public body an opportunity to speak at each meeting.” [Note: This does not modify provisions contained in section 84-1412(2) that states, “It shall not be a violation of subsection (1) of this section for any public body to make and enforce reasonable rules and regulations regarding the conduct of persons attending, speaking at, videotaping, televising, photographing, broadcasting, or recording its meetings, including meetings held by virtual conferencing.” [section 21 – (7/19/2024)]];
- LB 1370 – Notice and virtual conference provisions of the Open Meetings Act do not apply to a meeting of the NE Power Review Board or a public power district, a public power and irrigation district, an electric membership association, an electric cooperative company, a municipality having a generation and distribution system, or a registered group of municipalities under certain circumstances [section 8 (7/19/2024)]; and
- LB399 – relates to virtual meetings for the Nebraska Power Review [section 4 (7/19/2024)].

Additional posters can be ordered for \$7.00/poster and \$5.00 for shipping. For additional posters, please contact NACO Deputy Director Candace Meredith at candace.meredith@nebraskacounties.org.

If you have any questions, please feel free to contact us and importantly, we encourage you to discuss these issues with your county attorney.